



CITY OF NEWPORT BEACH ENVIRONMENTAL QUALITY AFFAIRS COMMITTEE

DATE/TIME: Monday, April 16, 2007 - 7:00 p.m.

**LOCATION: Police Department Auditorium
870 Santa Barbara Drive**

Roll Call

1. Minutes of March 19, 2007 (*draft minutes attached*)
2. Appointment of Subcommittee to Review Draft Mitigated Declaration for Aerie Condominium Project, 201-205 & 207 Carnation Avenue and 101 Bayside Place; and Consideration of Change in May Meeting Date
3. Discussion of Duties and Responsibilities of EQAC (*City Council Resolution attached*)
4. Economic Development Committee (EDC) Representative's Report
5. Report from Membership Subcommittee
6. Report from Staff on Current Projects
7. Public Comments
8. Future Agenda Items
9. Adjournment

NEXT MEETING DATE: May 21, 2007?

*Attachments can be found on the City's website <http://www.city.newport-beach.ca.us>. Once there, click on **City Council**, then scroll to and click on **Agendas and Minutes** then scroll to and click on **Environmental Quality Affairs**. If attachment is not on the web page, it is also available in the City of Newport Beach Planning Department, 3300 Newport Boulevard, Building C, 2nd Floor.



CITY OF NEWPORT BEACH ENVIRONMENTAL QUALITY AFFAIRS COMMITTEE

DRAFT MINUTES 3-19-07

Draft minutes of the Environmental Quality Affairs Committee held at the City of Newport Beach Police Department Auditorium, 870 Santa Barbara Drive, on **Monday, March 19, 2007.**

Members Present:

| | | | |
|---|-------------------------------------|---|---------------------------------|
| | Nancy Gardner, Council Member - exc | | Sandra Haskell |
| | Michael Henn, Council Member-exc | X | Barry Allen |
| X | Bruce Asper | | Kristine Adams - <i>excused</i> |
| X | Dolores Otting, Vice Chair - exc | | Marianne Zippi - <i>excused</i> |
| | Kimberly Jameson | | Arlene Greer- <i>excused</i> |
| X | Matt Wiley | | Jack Wu - <i>excused</i> |
| | | | Jennifer Winn |
| | | | Ray Halowski |
| | Brent Cooper | X | Barbara Thibault |
| X | Laura Dietz | | Merritt Van Sant |
| X | Kenneth Drellishak, Chair | X | Robert Rush |
| X | Laura Curran | | John Moftakhar |
| X | Michael Smith | | |

Staff Representatives:

Guests Present:

| | | |
|--|------------------------------------|----------------------------------|
| | Assistant City Manager Sharon Wood | Assistant City Manager Dave Kiff |
| | | |

Chairperson Ken Drellishak called the meeting to order at 7:06 p.m.

1. Minutes of February 26, 2007

Merritt Van Sant moved to approve the minutes as written. Ray Halowski seconded the motion.

Motion passed unanimously

2. Presentation on Upper Newport Bay and Water Quality Projects

Assistant City Manager Dave Kiff presented information on the regulatory environment for water quality, City Council priorities, and dredging projects in Upper and Lower Newport Bay; and responded to questions from Committee members.

3. Economic Development Committee Report

No report.

4. Report from Membership Subcommittee

Chairperson Drellishak reported that Christopher Welsh has resigned from the Committee, and noted that a replacement for the District 3 position should be appointed by Council Member Webb.

5. Appointments to Subcommittees

The Committee decided to wait until the Draft EIR is about to be released to appoint a subcommittee on IBC Residential Zoning. The following two subcommittees were appointed:

Hoag Master Plan

Ken Drellishak
Matt Wiley
Barbara Thibault
Barry Allen
Ray Halowski
Jack Wu
Merritt Van Sant

Hyatt Regency Hotel

Ken Drellishak
Brent Cooper
Laura Curran
Mike Smith
Laura Dietz
Robert Rush
Dolores Otting
Sandra Haskell

6. Report from Staff on Current Projects

Sharon Wood noted that the Draft EIR on the Hoag Hospital Master Plan amendment will be released for public review in July, and the Hyatt DEIR will be released in April or May. She reported on a new application from Pacific View Memorial Park to reduce square footage in community mausoleums and allow for smaller, family facilities; the type of environmental document required has not been decided yet. She also reported on progress in implementation of the General Plan, including selection of a consultant for the new Zoning Code, update of the Fair Share Fee, and development of an infrastructure plan and fee for the Airport Area.

7. Public Comments

None

8. Future Agenda Items

Dolores Otting and Ray Halowski requested discussion of the City Council Resolution establishing duties and responsibilities for EQAC. They would like to discuss broadening the Committee's areas of responsibility, e.g., emergency planning, design guidelines, and hours of operation for refuse collection.

9. Adjournment–

The meeting was adjourned at 8:45 p.m.

RESOLUTION NO. 2004- 39

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT
BEACH AMENDING RESOLUTION NO. 2003-18 REGARDING MEMBERSHIP,
ATTENDANCE, AND PURPOSE AND RESPONSIBILITIES OF THE
ENVIRONMENTAL QUALITY AFFAIRS COMMITTEE**

WHEREAS, the City Council has established the Environmental Quality Affairs Committee (EQAC) with provisions including membership, attendance, purpose and responsibilities; and

WHEREAS, the City Council wishes to amend certain provisions to facilitate the appointment of new members, ensure attendance by members, and clarify and update the purpose and responsibilities of EQAC;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newport Beach does hereby amend Attachment A to Resolution 2003-18 to read as Exhibit A to this Resolution, attached hereto and by reference made a part hereof.

ADOPTED this 25th day of May 2004.


MAYOR

ATTEST:

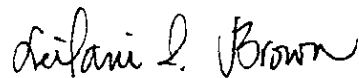

DEPUTY CITY CLERK



EXHIBIT A

ENVIRONMENTAL QUALITY AFFAIRS CITIZENS ADVISORY COMMITTEE

AUTHORIZATION: The Environmental Quality Affairs Citizens Advisory Committee (Committee) established by Resolution No. 87-14, adopted on January 12, 1987; amended by Resolution No. 88-105, adopted October 24, 1988 and blanket Resolution No. 90-123. Committee restructured by adoption of Resolution No. 98-17, adopted on February 23, 1998 (repeals all other resolutions). Membership revised by adoption of Resolution No. 98-60 on August 24, 1998 (amends Res. 98-17). Appointment of officers clarified by adoption of Resolution No. 2000-10 on January 25, 2000. Membership, Rules, and Purpose and Responsibilities revised by adoption of Resolution No. 2000-90 on October 24, 2000. Membership revised by adoption of Resolution No. 2001-61 on July 10, 2001. Revised by adoption of Resolution No. 2001-73 on August 14, 2001. Membership provisions amended by adoption of Resolution No. 2003-18 on March 25, 2003.

- MEMBERSHIP:**
- A. Two (2) Council Members.
 - B. The Chair (or Chair's designee) of the Economic Development Committee.
 - C. Chairperson of Committee shall be a citizen (at large) appointed by the Mayor.
 - D. Seven (7) members, one from each City Council district, nominated by the District Council Member and confirmed by the City Council. If a Council Member chooses, he/she may appoint a person who does not reside in his/her District. If a Council Member does not fill a vacancy within sixty (60) days from the date of the vacancy, the Committee may recommend candidates for the City Council's consideration. Candidates recommended by the Committee need not reside in the District in which there is a vacancy.
 - E. Seven (7) citizens at large, one nominated by each City Council Member and confirmed by the City Council.

At the request of a Council Member, or if a Council Member does not fill a vacancy within sixty (60) days, the Committee may recommend candidates for the City Council's consideration.

F. Four (4) members who are active in homeowners or community associations or any other civic or community groups, appointed by the City Council from recommendations from the Committee.

G. Three (3) members who have knowledge of CEQA administration or environmental issues of concern to Newport Beach (e.g., water quality, airport noise, traffic), appointed by the City Council from recommendations from the Committee.

Staff: Assistant City Manager or Designee

TERM:

District and at-large members shall have terms that coincide with the terms of the Council Members nominating them. Association and special expertise members shall have terms of four (4) years, and may serve no more than two (2) consecutive terms. All members shall serve at the pleasure of the City Council.

RULES:

A. All members, other than Council Members shall have one (1) vote on the committee.

B. The officers of said Committee shall be comprised of a Chairperson and Vice-chairperson. The Chairperson shall be appointed by the Mayor and the Vice-chairperson shall be elected by the Committee.

C. A quorum shall consist of a majority of the currently appointed members of the Committee, not counting the Council Members.

D. If a member is absent from three (3) meetings during a twelve month period without an excused absence, the Mayor shall send that member a letter regarding his/her attendance and continued service on the Committee.

Reports and recommendations from the Committee shall be made to staff, the Planning Commission or the City Council. Committee comments on projects by other

agencies shall be distributed to such agencies only after the comments are approved by the City Council, or the City Manager if City Council approval is not practicable.

F. Any publications of the Committee shall require authorization from the City Council.

G. Any letter written by a member of the Committee that represents the position of the Committee, or stating any recommendation made, or action taken by the Committee, shall be authorized by the Committee during a duly noticed public meeting. In the event the Committee has, at a duly noticed public meeting, delegated the responsibility for any task to a Subcommittee, the Subcommittee may authorize one or more of its members to perform that task and subject to the Rules applicable to the Committee, prepare and submit comments and/or state the position of the Committee.

H. The Committee, or a Subcommittee designated by the Committee, shall interview each candidate or prospective member before recommending that candidate to the City Council.

**PURPOSE &
RESPONSIBILITIES:**

A. To review and submit comments during the public review period upon publication of the Notice of Preparation (NOP) and/or the Notice of Completion (NOC) with respect to any Environmental Impact Report (EIR) prepared by the City.

B. If requested by the City Council or the City Manager, to review and, subject to the approval of the City Council or City Manager, submit, on behalf of the City, comments on any environmental document prepared by another public agency for a Project that has the potential to cause significant adverse environmental impacts in the City of Newport Beach. C. The Committee may review and submit comments on any negative declaration prepared by the City for any project that is not subject to the review and/or approval of any other Board, Commission or Committee without first receiving a request from the City Council or City Manager.

D. To request the City Manager to schedule

presentations from City staff relative to activities with the potential to impact the environment and quality of life issues.

E. To request the City Manager and/or City Council to schedule a presentation from members of the Committee to the City Council relative to any action of the Committee or any activity that the Committee has determined could have a significant effect on Newport Beach.

STATE OF CALIFORNIA
COUNTY OF ORANGE
CITY OF NEWPORT BEACH

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} ss.

I, Leilani I. Brown, Deputy City Clerk of the City of Newport Beach, California, do hereby certify that the whole number of members of the City Council is seven; that the foregoing resolution, being Resolution No. 2004-39 was duly and regularly introduced before and adopted by the City Council of said City at a regular meeting of said Council, duly and regularly held on the 25th day of May, 2004, and that the same was so passed and adopted by the following vote, to wit:

Ayes: Heffernan, Rosansky, Bromberg, Webb, Nichols, Mayor Ridgeway

Noes: None

Absent: Adams

Abstain: None

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of said City this 26th day of May, 2004.



(Seal)

Leilani I. Brown

Deputy City Clerk
Newport Beach, California